

**REMARKS**

Claims 1-18 have been examined. Applicants are adding new claims 19-20. Claims 1-20 are now all the claims pending in the application.

Applicants thank the Examiner for acknowledging Applicants' claim for foreign priority under 35 U.S.C. § 119(a) - (d) and further for acknowledging receipt of all certified copies of the priority documents. Applicants also thank the Examiner for considering the references cited in Applicants' Information Disclosure Statement filed on September 22, 2000. Applicants respectfully note that the Examiner initialed and also drew a line through the citation of document 296 19 764 U1. Applicants assume that the Examiner did consider this reference, unless the Examiner states otherwise in the next Office communication.

Applicants respectfully request that the Examiner and Official Draftsperson accept the original drawings filed on May 4, 1999.

This Amendment is believed to be fully responsive to each point of rejection raised by the Examiner in the non-final Office action dated May 15, 2002. Accordingly, Applicants respectfully request favorable reconsideration and allowance of the pending claims.

**Rejection of Claims 1-5 and 9-15 under 35 U.S.C. § 102(b) - Ostrover**

The Examiner has rejected claims 1-5 and 9-15 under 35 U.S.C. § 102(b) as allegedly being anticipated by U.S. Patent No. 5,644,507 (hereinafter Ostrover). Applicants respectfully traverse this rejection.

Column 1, lines 37-46 of Ostrover, discloses that a series of codes and pointers are included in each block and that the three types of data blocks, common data, first version data,

and second version data, are provided in the same track. Column 4, line 66 - column 5, line 2 of Ostrover further discloses that blocks unique to the two versions will never be read during the same disk play, much less one after the other. In other words, a first version data block will not contain a series of codes and pointers to a second version data block.

With respect to claim 1, the Examiner alleges that for the first reproduce control information the data in common blocks corresponds to substantial data, however, for the second reproduce control information the data unique to one version corresponds to substantial data. Indisputably, this interpretation of Ostrover is inconsistent with the plain language of claim 1.

Likewise, the Examiner alleges that the series of codes and pointers that allow play of the common blocks corresponds to the first reproduce control information and the series of codes and pointers that allow play of data unique to one version corresponds to the second reproduce control information. Again, this interpretation of Ostrover is inconsistent with the plain language of claim 1, since the alleged control information relates to different substantial data, as noted above.

For at least these reasons, Ostrover fails to anticipate claim 1. Since claims 2-5 include the limitations of claim 1, then Ostrover fails to anticipate claims 2-5.

Since independent claims 9 and 11 and dependent claims 10, 12-15 contain features that are similar to the features discussed above in conjunction with independent claim 1, then Ostrover fails to anticipate claims 9-15.

Accordingly, Applicants respectfully request that the rejection of claims 1-5 and 9-15 under 35 U.S.C. § 102(b) be withdrawn.

**Rejection of Claims 6-8 and 16-18 under 35 U.S.C. § 103(a) - Ostrover and Nagasawa**

The Examiner has rejected claims 6-8 and 16-18 under 35 U.S.C. § 103(a) as allegedly being unpatentable over Ostrover, and further in view of U.S. Patent No. 5,809,201 (hereinafter Nagasawa). Applicants respectfully traverse this rejection.

Applicants note that Nagasawa fails to compensate for the deficiencies of Ostrover. Ostrover and Nagasawa, individually or in combination, fail to render obvious claims 1, 9 and 11. Claims 6-8 and 16-18 are patentable at least by virtue of their dependency.

**New claims 19-20**

New claims 19-20 are patentable at least by virtue of their dependency.

**Conclusion**

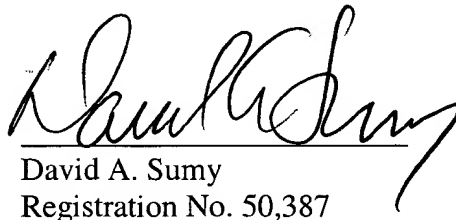
In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned attorney at the telephone number listed below.

Amendment Under 37 C.F.R. § 1.111  
U.S. Application No. 09/285,772

Attorney Docket No. Q53891  
Confirmation No. 4120

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

  
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**APPENDIX**

**VERSION WITH MARKINGS TO SHOW CHANGES MADE**

**IN THE CLAIMS:**

Claims 19-20 are added as new claims.

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